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15 **UNITED STATES DISTRICT COURT**
16 **CENTRAL DISTRICT OF CALIFORNIA**

17 UNITED STATES OF AMERICA,
18 Plaintiff,

19 v.

20 DONALD STERLING, individually, in
his capacity as trustee for the Sterling
21 Family Trust, and doing business as
22 Beverly Hills Properties; ROCHELLE
STERLING, individually and in her
23 capacity as trustee for the Sterling
24 Family Trust; STERLING FAMILY
TRUST; and THE KOREAN LAND
25 COMPANY, L.L.C.,
26 Defendants.

REVISED [~~PROPOSED~~]
DISBURSEMENT ORDER

Case Nos.: 06-4885 DSF (Ex);
06-7442 DSF (Ex); and
07-7234 DSF (Ex)

Judge: Hon. Dale S. Fischer
United States District
Judge
(Courtroom 840)

1 KEVIN TYRRELL; KAREN HARRIS-
2 TYRRELL; A.H.T., minor, and E.H.T.,
3 minor, each by their guardian ad litem
4 KAREN HARRIS-TYRRELL,
5 Plaintiffs,

6 v.

7 DONALD STERLING, individually, in
8 his capacity as trustee for the Sterling
9 Family Trust, and doing business as
10 Beverly Hills Properties; ROCHELLE
11 STERLING, individually and in her
12 capacity as trustee for the Sterling
13 Family Trust; STERLING FAMILY
14 TRUST; and THE KOREAN LAND
15 COMPANY, L.L.C.,
16 Defendants.

17 DARRELL RHODES; MARY
18 RHODES; J.R., minor, M.R., minor,
19 and D.R., minor, each by their guardian
20 ad litem DARRELL RHODES,
21 Plaintiffs,

22 v.

23 DONALD STERLING, individually, in
24 his capacity as trustee for the Sterling
25 Family Trust, and doing business as
26 Beverly Hills Properties; ROCHELLE
27 STERLING, individually and in her
28 capacity as trustee for the Sterling
Family Trust; STERLING FAMILY
TRUST; and THE KOREAN LAND
COMPANY, L.L.C., and DOES 1
THROUGH 10,
Defendants.

- 1 1. The United States presents this Revised Disbursement Order in response to the
2 Minute Order entered by the Court on February 18, 2010. In that Order the Court
3 stated that “[i]f counsel for the government deems it appropriate, and if no named
4 plaintiff objects, the government may seek disbursement of funds that will not be
5 impacted by potential disbursements to the named plaintiffs.” Counsel for the
6 Kevin Tyrrell and Karen Harris-Tyrrell, individually and as guardian ad litem for
7 her minor children, and counsel for Mary Rhodes and Darrell Rhodes,
8 individually and as guardian ad litem for his minor children, have indicated that
9 their clients will not object to this Revised Disbursement Order. Because
10 alternative guardians have not yet been appointed pursuant to the Court’s minute
11 order (doc. 142) , counsel for the named plaintiffs have not consulted with the
12 guardians ad litem who may be appointed on behalf of the named minor plaintiffs
13 regarding the Revised Disbursement Order.
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- 15 2. The Court entered a Consent Order in this case on November 12, 2009, resolving
16 the lawsuits of the United States and other plaintiffs alleging that Defendants
17 violated the Fair Housing Act, 42 U.S.C. §§ 3601, et seq.
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- 19 3. Paragraph 33 of the Consent Order requires the United States to submit a
20 Disbursement Order that “shall set forth the amounts to be paid to plaintiffs in
21 these Actions and to other allegedly Aggrieved Persons identified in the
22 Disbursement Order.”
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- 24 4. Paragraph 33 of the Consent Order provides that “Defendants shall not have any
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1 right to object to the terms of the Disbursement Order.”

2 5. In accordance with the Court’s Minute Order of February 18, 2010, this Revised
3 Disbursement Order does not include amounts to be disbursed to (a) Kevin
4 Tyrrell and Karen Harris-Tyrrell, a married couple, who filed a complaint on
5 behalf of themselves and their two minor children (“Tyrrell Plaintiffs”) (Case No.
6 06-7442 DSF (Ex)), and (b) Darrell Rhodes and his mother, Mary Rhodes, who
7 filed a complaint on behalf of themselves and Darrell's three minor children
8 (“Rhodes Plaintiffs”) (Case No. 07-7234 DSF (Ex)). The United States believes
9 that the amounts proposed to be paid to the Tyrrell Plaintiffs, the Rhodes
10 Plaintiffs, and their respective counsel that appeared in the Proposed
11 Disbursement Order filed by the United States on January 26, 2010, are
12 appropriate.
13

14 6. Aggrieved Persons: Below are listed the aggrieved persons identified by the
15 United States as having suffered damages as a result of Defendants’ alleged
16 discriminatory conduct (“Aggrieved Persons”). Each of the Aggrieved Persons was
17 identified by the United States in the course of discovery in *United States v.*
18 *Sterling, et al.*, and each was included in the initial or supplemental disclosures of
19 the United States. All but two of the Aggrieved Persons were deposed in the
20 course of discovery and testified regarding their damages as a result of
21 Defendants’ alleged discriminatory conduct. Angel and Diana Montiel were not
22 deposed, but their parents, Antonio Montiel and Zoyla Cajina, were deposed and
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testified regarding their damages as a result of Defendants' alleged discriminatory conduct. Each of the Aggrieved Persons is over the age of 18. In determining the amounts to be awarded to each Aggrieved Person, the United States took into account the nature and severity of Defendants' conduct toward them and the effect of Defendants' actions on the Aggrieved Persons. Below the Aggrieved Persons are grouped by household, in descending order of total award to each household or individual.

Montiel/Cajina Family

Zoyla Cajina	\$30,000
Antonio Montiel	\$30,000
Diana Montiel	\$30,000
Angel Montiel	\$30,000

Gomez Family

Elmer Gomez	\$75,000
Sonia Gomez	\$75,000

McDaniel Family

Kelly McDaniel	\$75,000
Piper McDaniel	\$75,000

Aguero/Villagran Family

Carlos Aguero	\$60,000
Alejandra Villagran	\$60,000

Charrada Family

Ons Charrada	\$60,000
Pilar Charrada	\$60,000

Pacheco Family

Abel Pacheco	\$60,000
Claudia Pacheco	\$60,000

Bernal/Moreno Family

Charline Bernal	\$20,000
Wesley Bernal	\$20,000
Ricardo Bernal	\$20,000
Martha Moreno	\$20,000

Martinez/Santos Family

Constantino Martinez	\$40,000
Juana Santos	\$40,000

Rocio Amezcua	\$60,000
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Maira Oliva	\$60,000
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Lucy Quevedo	\$60,000
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Gomez/Santizo Family

Josue Luis Gomez Samiyoa	\$22,000
Iczel Santizo	\$22,000

Pivaral/Godoy Family

Dora Godoy	\$22,000
Cesar Pivaral	\$22,000

Jose Luis Martinez	\$40,000
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Corrine McLaurin	\$40,000
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Ronald Sexton	\$22,000
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7. In addition to the amounts proposed for the Tyrrell Plaintiffs and the Rhodes Plaintiffs, the amount of \$40,000 is not accounted for above. In accordance with the terms of the Consent Order, that unaccounted amount shall be used to pay the fees and expenses of the Fund Administrator and any other costs associated with disbursement and winding down the fund, including but not limited to preparing

1 tax documents on behalf of the Fund. Any remainder shall be distributed as
2 provided in Paragraph 37 of the Consent Order:

3 the remainder shall be distributed consistent with the terms of
4 the Disbursement Order to a qualified organization(s)
5 mutually agreed upon by the United States and Defendants,
6 subject to the approval of the Court, for the purpose of
7 conducting fair housing enforcement or educational activities
8 in Los Angeles County, with a particular focus on the City of
9 Los Angeles.
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- 13 8. The United States and Defendants have selected the Housing Rights Center in
14 Los Angeles to receive any funds remaining after the fees of the Fund
15 Administrator and any other expenses of the Fund have been paid. The Court
16 approves this selection.
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18 9. The Fund Administrator is hereby ordered to make the payments to the aggrieved
19 persons listed in paragraph 6 of this Order. For each payment amount set out in
20 paragraph 6, the Fund Administrator shall also pay a proportionate share of the
21 interest the funds have accrued while held by the Fund Administrator. The Fund
22 Administrator is also ordered to make any payment required by paragraphs 7 and
23 8 of this Order. The Fund Administrator shall make all payments in accordance
24 with paragraphs 32 through 38 of the Consent Order entered by this Court on
25 November 12, 2009.
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ORDERED this 2nd day of March, 2010:



HONORABLE DALE S. FISCHER
UNITED STATES DISTRICT JUDGE